

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**IN RE: NATIONAL PRESCRIPTION
OPIATE LITIGATION**

APPLIES TO ALL CASES

MDL No. 2804

Case No. 17-md-2804

Judge Dan Aaron Polster

**NOTICE OF FILING UNREDACTED AND/OR LESS REDACTED PHARMACY
DEFENDANTS' MOTION FOR SUMMARY JUDGMENT BASED ON
THE STATUTE OF LIMITATIONS**

Defendants CVS Indiana, L.L.C. and CVS Rx Services, Inc., on behalf of the Pharmacy Defendants, hereby provide notice of, and file into the public record, the attached unredacted and/or less redacted pre-trial brief and exhibits. Pursuant to the Order Regarding Redacting and Sealing of Documents (ECF No. 2909), various confidentiality rulings, meet and confers between Plaintiffs, Defendants and third parties, and/or the resulting withdrawal of confidentiality designations, the attached previously redacted materials are hereby publicly filed as unredacted or less redacted. For tracking and/or cross-referencing purposes, the chart below lists the original filing events related to the documents that are being filed, their prior ECF numbers, and the prior and present state of redactions.

Document Title	Prior Public ECF Nos.	Prior Redactions	Current Redactions
Pharmacy Defendants' Motion for Summary Judgment Based on the Statute of Limitations	1703 1872	Yes	No
Pharmacy Defendants' Memorandum of Law in Support of Their Motion for Summary Judgment Based on the Statute of Limitations	1703-1 1872	Yes	No

Document Title	Prior Public ECF Nos.	Prior Redactions	Current Redactions
[Proposed Order] Granting Pharmacy Defendants' Motion for Summary Judgment Based on the Statute of Limitations	1703-2	Yes	No
Summary Sheet for Pharmacy Defendants' Motion for Summary Judgment Based on the Statute of Limitations	1703-3	Yes	No
Declaration of Alex J. Harris (Walgreen Co. and Walgreen Eastern Co., Inc.) in Support of Pharmacy Defendants' Motion for Summary Judgment Based on the Statute of Limitations	1703-4 1872	Yes	No
Declaration of Anthony M. Ruiz (CVS Indiana, L.L.C. and CVS Rx Services, Inc.) in Support of Pharmacy Defendants' Motion for Summary Judgment Based on the Statute of Limitations	1703-5 1872	Yes	No
Declaration of Joshua A. Kobrin (Giant Eagle, Inc.) in Support of Pharmacy Defendants' Motion for Summary Judgment Based on the Statute of Limitations	1703-6 1872	Yes	No
Declaration of Elisa P. McEnroe (Rite Aid) of Maryland, Inc. d/b/a Mid-Atlantic Customer Support Center) in Support of Pharmacy Defendants' Motion for Summary Judgment Based on the Statute of Limitations	1703-7 1872	Yes	No
Declaration of Jason Briscoe (Discount Drug Mart, Inc.) in Support of Pharmacy Defendants' Motion for Summary Judgment Based on the Statute of Limitations	1703-8 1872	Yes	No
Declaration of Tara A. Fumerton (Walmart Inc.) in Support of Pharmacy Defendants' Motion for Summary Judgment Based on the Statute of Limitations	1703-9 1872	Yes	No

Date: January 31, 2020

Respectfully submitted,

/s/ Eric R. Delinsky

Eric R. Delinsky

Alexandra W. Miller

ZUCKERMAN SPAEDER LLP

1800 M Street, NW

Suite 1000

Washington, DC 20036

Phone: (202) 778-1800

Fax: (202) 822-8106

E-mail: edelinsky@zuckerman.com

E-mail: smiller@zuckerman.com

*Counsel for CVS Indiana, L.L.C. and CVS Rx
Services, Inc.*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on January 31, 2020, the foregoing was filed using the Court's CM/ECF filing system and will be served via the Court's CM/ECF filing system on all attorneys of record.

/s/ Eric R. Delinsky
Eric R. Delinsky